



05-CV-05421-ORD

Tracy Antley-Olander, WSBA #15272  
 LAW OFFICE OF WILLIAM J. O'BRIEN  
 999 Third Avenue, Suite 3300  
 Seattle, WA 98104-4002  
 Phone: (206) 515-4800

Judge Ronald B. Leighton

Attorneys for Defendant  
 Marzocchi USA, Incorporated

FILED	LODGED
RECEIVED	
AUG - 7 2006	
CLERK U.S. DISTRICT COURT WESTERN DISTRICT OF WASHINGTON AT TACOMA BY DEPUTY	

UNITED STATES DISTRICT COURT  
 WESTERN DISTRICT OF WASHINGTON

JOSEPH LUNDINE,

Plaintiff,

NO C05-05421-RBL

v.

STIPULATION AND ORDER OF  
 DISMISSAL OF DEFENDANT  
MARZOCCHI ASIA ONLY

MARZOCCHI USA, INC., a foreign  
 corporation, and MARZOCCHI S.P.A., an  
 alien corporation, and MARZOCCHI ASIA,  
 an alien corporation,

(Clerk's Action Required)

Defendants.

COME NOW the plaintiff and defendants, by and through their attorneys of record,  
 and stipulate to dismissing all claims against defendant MARZOCCHI ASIA ONLY  
 with prejudice and without costs.

DATED this 4<sup>th</sup> day of August, 2006.

LAW OFFICE OF WILLIAM J. O'BRIEN

By:

*Tracy Antley-Olander*  
 Tracy Antley-Olander, WSBA #15272  
 Attorney for Def. Marzocchi USA Inc.

STIPULATION AND ORDER OF DISMISSAL  
 OF DEFENDANT MARZOCCHI ASIA - 1

LAW OFFICE OF WILLIAM J. O'BRIEN  
 999 Third Avenue, Suite 3300  
 Seattle, WA 98104  
 Telephone: (206) 515-4800/ Fax: (206) 515-4848

1 DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2006.

2 MESSINA BULZOMI

3  
4 By: 

5 Stephen L. Bulzomi, WSBA #15187  
6 Attorney for Plaintiff Joseph Lundine

7 **ORDER**

8 THIS MATTER having come before the Court upon the parties' stipulation to  
9 dismiss this case with prejudice, it is hereby ORDERED that all claims against defendant  
10 MARZOCCHI ASIA ONLY be dismissed with prejudice and without costs, and it is  
11 further ORDERED that MARZOCCHI ASIA is not an "entity" within the meaning of  
12 RCW 4.22.015 whose "fault" within the meaning of RCW 4.22.015 proximately caused  
13 injury to plaintiff.

14 DONE IN OPEN COURT this 7<sup>th</sup> day of August, 2006

15  
16   
17 JUDGE RONALD B. LEIGHTON

18 Presented by:

19 LAW OFFICE OF WILLIAM J. O'BRIEN

20  
21 By: 

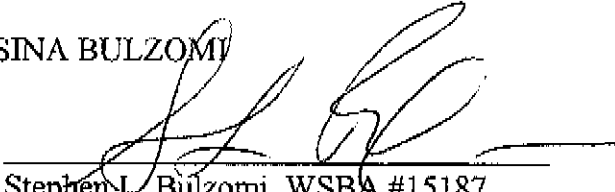
22 Tracy Antley-Olander, WSBA #15272  
23 Attorney for Def. Marzocchi USA Inc  
24  
25

STIPULATION AND ORDER OF DISMISSAL  
OF DEFENDANT MARZOCCHI ASIA - 2

LAW OFFICE OF WILLIAM J. O'BRIEN  
999 Third Avenue, Suite 3300  
Seattle, WA 98104  
Telephone: (206) 515-4800/ Fax: (206) 515-4848

1 Approved as to Form; Notice of  
2 Presentation Waived:

3 MESSINA BULZOMI

4 By:   
5 Stephen L. Bulzomi, WSBA #15187  
6 Attorney for Plaintiff Joseph Lundine

7 DECLARATION OF SERVICE

8 I declare under penalty of perjury of the laws of the state of Washington that on  
9 August 4, 2006 I caused to be served in the manner indicated a true  
and accurate copy of the foregoing *Stipulation and Order of Dismissal of Defendant*  
*Marzocchi Asia* upon the following:

10 Stephen L. Bulzomi  
11 Messina Bulzomi  
12 5316 Orchard St. W.  
Tacoma, WA 98467

<input type="checkbox"/>
<input checked="" type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>

By Legal Messenger  
By ECF  
By Mail  
By Facsimile

13 ORIGINAL  
14 U.S. District Court for the  
Western District of Washington  
15 1717 Pacific Ave., Room 3100  
Tacoma, WA 98401

<input type="checkbox"/>
<input checked="" type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>

By Legal Messenger  
By ECF  
By DHL Overnight Delivery  
By Facsimile (360) 782-4358

16 LAW OFFICE OF WILLIAM J. O'BRIEN

17   
18 Tracy Antley-Olander  
19

20  
21  
22  
23  
24  
25  
STIPULATION AND ORDER OF DISMISSAL  
OF DEFENDANT MARZOCCHI ASIA - 3

LAW OFFICE OF WILLIAM J. O'BRIEN  
999 Third Avenue, Suite 3300  
Seattle, WA 98104  
Telephone: (206) 515-4800/ Fax: (206) 515-4848